

# State of South Dakota

## EIGHTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2010

339R0515

### HOUSE BILL NO. 1143

Introduced by: Representatives Hunt, Brunner, Gosch, Kirkeby, Krebs, McLaughlin, Novstrup (David), Peters, Rounds, Steele, Thompson, and Tidemann and Senators Gant, Abdallah, Dempster, Haverly, Jerstad, Miles, and Rhoden

1 FOR AN ACT ENTITLED, An Act to authorize the posting of certain information on the  
2 internet by school districts in addition to or in lieu of certain publication requirements.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any school district may annually designate an official internet website. The  
5 governing body shall notify the Bureau of Information and Telecommunications of the  
6 designation. The bureau shall maintain a listing of each website designated and provide a  
7 website with a link to each official website.

8 Section 2. If a school district designates an official internet website pursuant to section 1 of  
9 this Act, there shall be at least one library or other location within its jurisdiction that is open  
10 at no cost to the public with internet access to the official website.

11 Section 3. If the publication of any notice, minutes, bids, document, or other information is  
12 required by law, any school district which has designated an official internet website pursuant  
13 to section 1 of this Act, may in addition to the publication, or in lieu of the publication,  
14 substitute the publication by posting to the official website. If posted to the official website, the



1 material shall remain posted and visible to the public for the amount of time the record is  
2 required to be kept as provided by the applicable records management program established  
3 pursuant to chapter 1-27.

4 Section 4. If any school district substitutes publication by posting to the official website  
5 pursuant to this Act, the governing body shall maintain a digital or paper copy of the internet  
6 posting along with a statement, under oath, setting forth the dates of the posting. This record  
7 shall be kept for the same amount of time as provided by the applicable records management  
8 program established pursuant to chapter 1-27.

9 Section 5. Any school district that has substituted a publication by posting to the official  
10 website pursuant to this Act shall publish in the official newspaper a notice specifying where  
11 any notice, minutes, bids, document, and other information may be found and alternative  
12 methods by which the information may be obtained. The school district shall publish this notice  
13 twice each year, with no less than six months between each publication.

14 Section 6. Each school district substituting a publication by posting to the official website  
15 pursuant to this Act shall allow the residents of the entity to register to receive a copy of the  
16 documents required to be published by law mail or electronic communication.

17 Section 7. Each school district shall provide a copy of each document required to be  
18 published by law to the official newspaper and shall make the document available for public  
19 inspection at its business office.